

OHIO

SENATE

JOURNAL

TUESDAY, JUNE 3, 2008

ONE HUNDRED EIGHTY-THIRD DAY
Senate Chamber, Columbus, Ohio
Tuesday, June 3, 2008, 11:00 o'clock a.m.

The Senate met pursuant to adjournment.

The journal of the last legislative day was read and approved.

BILLS FOR THIRD CONSIDERATION

Sub. H. B. No. 374-Representative Coley.

Cosponsors: Representatives McGregor, J., Wagoner, Huffman, Combs, Stebelton, Hughes, Bacon, Barrett, Beatty, Blessing, Boyd, Budish, Celeste, DeBose, Dolan, Domenick, Driehaus, Dyer, Evans, Flowers, Gardner, Gibbs, Goyal, Harwood, Jones, Letson, Luckie, McGregor, R., Mecklenborg, Raussen, Sayre, Schindel, Schneider, Sears, Setzer, Szollosi, Webster, White, Williams, S., Wolpert, Zehringer. Senators Seitz, Kearney, Fedor, Goodman.

To amend sections 1701.04, 1701.24, 1701.55, 1701.58, 1701.591, 1701.69, 1701.70, and 1701.76 of the Revised Code to allow the original articles of incorporation to eliminate cumulative voting in the election of directors, to remove restrictions for certain corporations regarding the elimination of cumulative voting, to exclude from the existing procedures for the sale of all or substantially all of the assets of a corporation the sale of those assets to the corporation's wholly owned subsidiaries, to permit the articles or certain regulations of a corporation to provide for uncertificated shares, and to authorize the directors to amend the articles with respect to series of shares, having been informally passed, was taken up for consideration.

The question being, "Shall the bill, **Sub. H. B. No. 374**, pass?"

On the motion of Senator Schuler, **Sub. H. B. No. 374** was informally passed and retained its place on the calendar.

OFFERING OF RESOLUTIONS

Pursuant to Senate Rule No. 54, the following resolution was offered:

S. R. No. 230-Senator Padgett.

In memory of Specialist Kyle Phillip Norris.

The question being, "Shall the resolution listed under the President's prerogative be adopted?"

So the resolution was adopted.

Message from the House of Representatives

Mr. President:

I am directed to inform you that the House of Representatives has passed the following bills in which the concurrence of the Senate is requested:

Am. H. B. No. 415 -Representatives Blessing, Domenick

Cosponsors: Representatives Wagoner, Hughes, Barrett, Szollosi, Ujvagi, Dyer, Foley, Peterson, Lundy, Distel, Yuko, Webster, Bacon, Batchelder, Boyd, Brown, Budish, Celeste, Chandler, Collier, Combs, DeBose, Dolan, Evans, Fende, Flowers, Gardner, Garrison, Gerberry, Goyal, Hagan, J., Harwood, Heard, Heydinger, Hottinger, Letson, Luckie, Mallory, Mandel, Mecklenborg, Newcomb, Oelslager, Patton, Schindel, Schneider, Setzer, Slesnick, Williams, S.

To amend section 959.99 of the Revised Code to increase the penalty for animal fighting, including cockfighting.

H. B. No. 435 -Representatives White, DeBose

Cosponsors: Representatives Goodwin, Jones, Mecklenborg, Uecker, Schindel, Slesnick, Boyd, Fende, Yuko, Williams, B., Letson, Strahorn, Brown, Hottinger, Adams, Bacon, Batchelder, Beatty, Bolon, Brinkman, Budish, Celeste, Collier, Combs, Dodd, Dolan, Domenick, Driehaus, Dyer, Evans, Flowers, Garrison, Gerberry, Gibbs, Goyal, Hagan, J., Harwood, Heard, Hughes, Luckie, Lundy, Mallory, Mandel, McGregor, J., Patton, Sayre, Schlichter, Schneider, Stewart, D., Stewart, J., Sykes, Szollosi, Williams, S., Wolpert, Yates

To amend section 107.12 of the Revised Code to reform the Governor's Office of Faith-Based and Community Initiatives.

Sub. H. B. No. 493 -Representative Daniels

Cosponsors: Representatives Ujvagi, Flowers, Goodwin, Collier, Zehringer, Strahorn, Otterman, J., Hagan, R., Budish, Chandler, Combs, Domenick, Evans, Gerberry, Harwood, Letson, Szollosi

To amend section 4731.22 and to enact sections 3701.86, 3701.861, 3701.862, 4731.72, 4731.721, 4731.722, and 4731.723 of the Revised Code regarding billing for anatomic pathology services.

Am. H. B. No. 503 -Representatives Peterson, Letson

Cosponsors: Representatives Evans, Bacon, Boyd, Yuko, Stebelton, Hagan, R., Williams, B., Beatty, Raussen, Huffman, Fende, Mecklenborg,

Heard, Celeste, Brown, Strahorn, Otterman, J., Budish, Combs, DeBose, DeGeeter, Domenick, Dyer, Foley, Gerberry, Harwood, Heydinger, Hughes, Luckie, Mallory, Oelslager, Patton, Schneider, Stewart, D., White, Yates

To amend sections 4732.10 and 5122.01 of the Revised Code regarding the experience and training requirements necessary for admission to examination for a psychologist license.

Attest:

Laura P. Clemens,
Clerk.

Said bills were considered the first time.

Message from the House of Representatives

Mr. President:

I am directed to inform you that the House of Representatives has concurred in the passage of the following bill:

Am. S. B. No. 323 -Senator Niehaus

Cosponsors: Senators Wilson, Harris, Carey, Schuler, Padgett, Seitz, Spada, Mumper, Schaffer, Morano, Boccieri, Cafaro, Fedor, Goodman, Grendell, Kearney, Miller, D., Miller, R., Sawyer, Smith, Stivers, Cates, Amstutz, Faber, Mason, Wagoner, Austria Representatives Sayre, Yates, Domenick, Gibbs, Batchelder, Bolon, Book, Budish, Celeste, Chandler, Collier, Combs, Driehaus, Dyer, Evans, Flowers, Foley, Gardner, Garrison, Gerberry, Goyal, Hagan, J., Harwood, Hite, Hottinger, Hughes, Luckie, Lundy, McGregor, J., Mecklenborg, Oelslager, Patton, Schlichter, Schneider, Skindell, Slesnick, Stewart, D., Stewart, J., Strahorn, Szollosi, Uecker, Williams, B., Yuko

To amend sections 1561.011, 1561.16, 1561.17, 1561.23, 1561.25, 1561.26, 1565.15, and 4131.03, and to enact sections 1561.24, 1561.261, 1567.64, and 1567.681 of the Revised Code and to amend Section 512.70 of Am. Sub. H.B. 100 of the 127th General Assembly to revise certain coal mine safety requirements, to create the Mine Safety Fund to be used for specified mine safety purposes, to allow the Administrator of the Bureau of Workers' Compensation to transfer a portion of the investment earnings of the Coal-Workers Pneumoconiosis Fund to the Mine Safety Fund, to delay the date by which the Administrator of Workers' Compensation must transition from the Micro Insurance Reserve Analysis System by one day, and to declare an emergency.

Attest:

Laura P. Clemens,

Clerk.

Message from the House of Representatives

Mr. President:

I am directed to inform you that the House of Representatives has concurred in the passage of the following bill:

Am. Sub. S. B. No. 334 -Senator Faber

Cosponsors: Senators Seitz, Spada, Coughlin, Mumper, Schaffer, Amstutz, Stivers, Buehrer, Grendell, Harris, Niehaus, Schuring, Wilson, Fedor, Padgett, Sawyer, Cates, Austria Representatives Yuko, Uecker, Combs, Slesnick, Stewart, D., Adams, Collier, Hughes, Batchelder, Boyd, Brinkman, Brown, Budish, Chandler, Coley, DeBose, Dolan, Domenick, Evans, Fende, Flowers, Gardner, Gerberry, Gibbs, Goyal, Hagan, J., Harwood, Hottinger, Jones, Letson, Mallory, McGregor, J., Mecklenborg, Raussen, Sayre, Schindel, Sears, Setzer, Wachtmann, Wagner, Zehringer

To amend sections 4123.01, 4123.26, 4123.29, 4123.34, 4123.51, 4123.54, 4123.82, and 4123.88 and to enact sections 4123.292 and 4123.542 to prohibit an employee from filing a claim for workers' compensation benefits in this state if the employee has received a decision on the merits of a claim filed in another state for the same injury or occupational disease, to allow an Ohio employer to obtain workers' compensation insurance for claims arising in other states through the Administrator of Workers' Compensation, if the Administrator elects to provide such insurance, or an insurance company, to make other changes to the Workers' Compensation Law regarding interstate workers' compensation claims and the surplus of the State Insurance Fund, and to allow an individual whose primary occupation is as a journalist to access specified worker's compensation records.

Attest:

Laura P. Clemens,
Clerk.**Message from the House of Representatives**

Mr. President:

I am directed to inform you that the House of Representatives has concurred in the Senate amendments to:

Sub. H. B. No. 30 -Representative McGregor, R. - et al.

Am. Sub. H. B. No. 350 -Representative Wolpert - et al.

Am. Sub. H. B. No. 404 -Representatives Hottinger, Barrett - et al.

Attest: Laura P. Clemens,
Clerk.

Message from the House of Representatives

Mr. President:

I am directed to inform you that the House of Representatives has agreed to the report of the Committee of Conference on matters of difference between the two houses on:

Am. H. B. No. 181 -Representative Setzer - et al.

Attest: Laura P. Clemens,
Clerk.

Message from the House of Representatives

Mr. President:

I am directed to inform you that the House of Representatives has agreed to the report of the Committee of Conference on matters of difference between the two houses on:

Am. Sub. S. B. No. 171 -Senator Stivers - et al.

Attest: Laura P. Clemens,
Clerk.

On the motion of Senator Schuler, the Senate adjourned until Thursday, June 5, 2008 at 11:00 o'clock a.m.

Attest: VINCENT L. KEERAN,
Clerk.